

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
ABILENE DIVISION

DEREK L. W.,

Plaintiff,

v.

No. 1:23-CV-068-H-BU

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

**ORDER ACCEPTING FINDINGS, CONCLUSIONS, AND
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

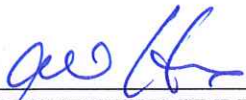
On July 18, 2023, United States Magistrate Judge John R. Parker made Findings, Conclusions, and a Recommendation (FCR) in this case. Dkt. No. 14. Judge Parker recommended that the Court grant the Social Security Commissioner's Unopposed Motion to Remand (Dkt. No. 13) and reverse and remand the case to the Commissioner for further proceedings. *Id.* at 1. No objections to the FCR were filed.

Where no specific objections are filed within the 14-day period, the Court reviews the Magistrate Judge's findings, conclusions, and recommendation only for plain error. *See Douglass v. United Servs. Auto. Ass'n*, 79 F.3d 1415, 1417 (5th Cir. 1996), *superseded by statute on other grounds*, 28 U.S.C. § 636(b)(1); *Serrano v. Customs & Border Patrol, U.S. Customs & Border Prot.*, 975 F.3d 488, 502 (5th Cir. 2020). The Court has reviewed the FCR for plain error. Finding none, the Court accepts and adopts the FCR of the Magistrate Judge. Dkt. No. 14.

Accordingly, the Court grants the Commissioner's Unopposed Motion to Remand (Dkt. No. 13). The decision of the Administrative Law Judge is reversed, and the case is remanded under the fourth sentence of 42 U.S.C. § 405(g) for further adjudication consistent

with the Commissioner's motion. The Court will enter a separate judgment in accordance with Federal Rule of Civil Procedure 58.

So ordered on August 3, 2023.



JAMES WESLEY HENDRIX
UNITED STATES DISTRICT JUDGE

